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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	Case No. CR 17-491 RS
	)	
Plaintiff,	)	SECOND STIPULATION AND
	)	<del>PROPOSED</del> ORDER SETTING
v.	)	BRIEFING SCHEDULE AND
	)	SENTENCING DATE
MARC HOWARD BERGER,	)	
	)	
Defendant.	)	
	)	
	)	

STIPULATION

The parties, through counsel, stipulate and agree to, and respectfully request the Court order, the following schedule for post-trial motions and sentencing:

September 25, 2018: Deadline for defendant to file any post-trial motion pursuant to Rule 29  
and/or Rule 33

October 16, 2018: Deadline for the government to file its response to any post-trial motion

October 23, 2018: Deadline for any reply in support of post-trial motions

1 November 6, 2018: Sentencing memoranda due  
2 November 7, 2018: Hearing on post-trial motions  
3 November 9, 2018: Deadline to file responses, if any, to sentencing memoranda  
4 November 13, 2018: Sentencing hearing

5 STIPULATED AND AGREED TO:

6 Dated: September 18, 2018

ALEX G. TSE  
Acting United States Attorney

7  
8 /s/

9  
10 ROBERT S. LEACH  
Assistant United States Attorney

11 LORI A. HENDRICKSON  
Trial Attorney  
12 U.S. Department of Justice, Tax Division

13 Dated: September 18, 2018

KANE + KIMBALL LLP

14 /s/

15  
16 MIRANDA KANE  
Attorney for Defendant Marc Howard Berger

17 ~~PROPOSED~~ ORDER

18 PURSUANT TO STIPULATION, the Court hereby ORDERS the briefing schedule and hearing  
19 dates set forth above.

20 Dated: 9/19/18

21  
22 

23 HON. RICHARD SEEBORG  
24 United States District Judge  
25  
26  
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